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-against-

OVERTON, et. al, [DAVID HARDY]

Defendants.

Deft's motion is denied as moot. Deft. entered a guilty plea on Oct. 1, 2020. Clerk of Court requested to terminate the motions (docs. 233 & 235).

Dated: Dec. 10, 2020

NOTICE OF MOTION 17 Cr. 644 (NSR) -09

SO ORDERED:

HON, NELSON S. ROMÁN UNITED STATÉS DISTRICT JUDGE

PLEASE TAKE NOTICE, that upon the annexed declaration of Louis Freeman and memorandum of law and all other proceedings had herein, the defendant, David Hardy will move this Court before the Honorable Nelson S. Roman at the United States District Court for the Southern District of New York located at 300 Quarropas Street, White Plains, New York at a date and time to be determined by the Court, for an Order:

- 1. Suppressing all post-arrest statements made by David Hardy;
- 2. Production of any and all exculpatory material and evidence favorable to David Hardy pursuant to *Brady v. Maryland*, *Kyles v. Whitley*, *United States v. Giglio* and their progeny;
- 3. Disclosure of all Rule 404(B) of the Federal Rules of Evidence or "other act" evidence the Government intends to introduce at the trial of this case;
- 4. Permission in join in motions of co-defendants;
- 5. Leave to file additional motions and requests; and
- 6. Such other and further relief this Court deems just and proper.

Dated: New York, NY July 30, 2020

/s/ Louis Freeman

Louis Freeman Freeman Nooter & Ginsberg 75 Maiden Lane, Suite 503 New York, NY 10038

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212-608-0800

Bobbi C. Sternheim Alex S. Huot Law Office of Bobbi C. Sternheim 33 West 19th Street – 4th Floor New York, NY 10011 212- 243-1100

cc: Clerk Of Court

AUSA Sarah Krissoff AUSA Anden Chow